

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

ANDREW REI,

Plaintiff,

v.

MICHAEL J. ASTRUE,
COMMISSIONER SOCIAL
SECURITY ADMINISTRATION,

Defendant.

No. CV 06-684-PK

OPINION & ORDER

MOSMAN, J.,

On March 19, 2007, Magistrate Judge Papak issued Findings and Recommendation ("F&R") (#17) in the above-captioned case recommending the Commissioner's decision finding Mr. Rei not disabled be affirmed. Mr. Rei filed objections.

The magistrate judge makes only recommendations to the court, to which any party may

file written objections. The district court is not bound by the recommendations of the magistrate judge, but retains responsibility for making the final determination. Where objections have been made, I conduct a *de novo* review. 28 U.S.C. § 636(b)(1)(C). However, I am not required to review, under a *de novo* or any other standard, the factual or legal conclusions of the magistrate judge to which no objections are made. *See Thomas v. Arn*, 474 U.S. 140, 149 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003).

After reviewing the F&R, Mr. Rei's objections, and other relevant materials, I agree with Judge Papak's recommendation, and I ADOPT the F&R as my own opinion.

IT IS SO ORDERED.

DATED this 17th day of May, 2007.

/s/ Michael W. Mosman

MICHAEL W. MOSMAN
United States District Judge